

Commissioner for Patents
Amendment dated June 21, 2006
Response to Office Action dated May 1, 2006
Page 6 of 7

Serial No.: 10/672,887
Art Unit: 2113
Examiner: Urlick
Docket RPS9 2003 0155 US1

REMARKS/ARGUMENTS

Claims 1-21 were pending and examined. Claims 1-7 were allowed. The Examiner objected to claim 9 as failing to further limit its parent claim. The Examiner rejected claims 16-19 under 35 USC § 103(a) as being unpatentable over Olarig (U.S. Patent No. 6,505,305) hereinafter referred to as Olarig. The Examiner rejected claims 8-10 under 35 USC § 103(a) as being unpatentable over Olarig in view of Nguyen (U.S. Patent App. Pub. No. 2004/0143719), hereinafter referred to as Nguyen, in further view of Kwiat (U.S. Patent No. 6,363,496), hereinafter referred to as Kwiat.

In this response, Applicant has amended claims 8, 12, 14, 16, and 21 and canceled claims 9, 11, and 20. Claims 1-8, 10, 12-19, and 21 remain pending.

Claim Objection

The Office Action objected to claim 9 under 37 CFR 1.75(c) as failing to limit its parent (claim 8). In response, Applicant has canceled claim 9.

Claim rejections under 35 USC § 103(a)

Claim rejections based on Olarig

The Examiner rejected claims 16-19 under 35 USC § 103(a) as being unpatentable over Olarig. In response, Applicant has amended claim 16 to incorporate the limitations of dependent claim 20 (now canceled) and amended claim 21 to depend on claim 16. Consistent with the Examiner's appropriate determination that claim 20 as originally presented recited allowable subject matter, Applicant submits that claim 16 as amended and its dependent claims are also allowable. Accordingly, Applicant requests the Examiner to withdraw the Section 103(a) rejection of claims 16-19.

Claim rejections based on Olarig, Nguyen, and Kwiat

The Examiner rejected claims 8-10 under 35 USC § 103(a) as being unpatentable over Olarig in view of Nguyen in further view of Kwiat. In response, Applicant has amended claim 8

Commissioner for Patents
Amendment dated June 21, 2006
Response to Office Action dated May 1, 2006
Page 7 of 7

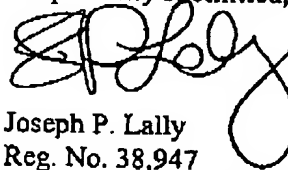
Serial No.: 10/672,887
Art Unit: 2113
Examiner: Urlick
Docket RPS9 2003 0155 US1

to incorporate the limitations of claim 11 (now canceled) and amended the claims previously dependent on claim 11 to depend on claim 8. Consistent with the Examiner's appropriate determination that claim 11 as originally presented recited allowable subject matter, Applicant submits that claim 8 as amended and its dependent claims are also allowable. Accordingly, Applicant requests the Examiner to withdraw the Section 103(a) rejection of claims 8-10.

CONCLUSION

In the present response, Applicant has addressed the claim objection and the claim rejections under 35 USC § 103(a). Accordingly, Applicant believes that this response constitutes a complete response to each of the issues raised in the Office Action. In light of the amendments made herein and the accompanying remarks, Applicant believes that the pending claims are in condition for allowance. Accordingly, Applicant requests the Examiner to withdraw the rejections, allow the pending claims, and advance the application to issue. If the Examiner has any questions, comments, or suggestions, the undersigned attorney would welcome and encourage a telephone conference at 512.428.9872.

Respectfully submitted,



Joseph P. Lally
Reg. No. 38,947
ATTORNEY FOR APPLICANT(S)

LALLY & LALLY, L.L.P.
P.O. Box 684749
Austin, Texas 78768-4749
512.428.9870
512.428.9871 (FAX)

JPL/mmm

Attachment